

February 4, 2002

TO: Recipients of Legislative Memos

FROM: David A. Vogler, Legal Counsel

SUBJECT: Legislative Memo #4 for the 2002 Session

The fourth legislative week is now behind us and, as expected, natural resources related action does not appear to be in the forefront of the Legislature's thoughts. Day fifteen of the session was on January 30, which means that we are now a little past one-quarter through the session.

Hearings scheduled for the week of February 4 through February 8 of interest are:

LB 1230	Tuesday, February 5, 2002	1:30 (Urban Affairs)
LB 936	Thursday, February 7, 2002	1:30
LB 1026	Thursday, February 7, 2002	1:30
LB 1288	Thursday, February 7, 2002	1:30

lg  
Enclosure

**2002 LEGISLATIVE MEMO #4****LB 458: Water Well Board Report**

LB 458 advanced from General File to E&R Initial on Tuesday, January 29, with two amendments attached. The first amendment relates to the Industrial Ground Water Regulatory Act (46-675 et. seq.). The amendment provides that any person who has withdrawn groundwater for industrial purposes prior to April 23, 1993 may obtain a permit at any time. The change was needed to allow certain users to come under the act in the same way that the Municipal Transfer Act works. The second amendment extends the sunset provision for temporary moratoriums on the drilling of wells in conjunctive use study areas under 46-656.28. The sunset is extended from December 31, 2002 to December 31, 2007.

**LB 941: Misc. Department Fees**

Hearing was held on LB 941 on Thursday, January 31. At the hearing the Committee Counsel offered an amendment to LB 890 (see Legislative Memo #3) which addresses some of the concerns which were sought to be taken care of in LB 941. As a result, the Department testified that LB 941 was no longer necessary to correct the immediate concerns and could be delayed until a future date. The amendment to LB 890 has not been officially filed yet (it will completely replace the existing LB 890 as a committee amendment). In essence this accomplishes the compromise which was discussed in the earlier memo.

**LEGISLATIVE MEMO #4**  
**STATUS REPORT – 2002 SESSION**

**NOTE: Changes from the last memo are shown in bold.**

<b>LB #</b>	<b>Subject</b>	<b>Committee/ Hearing Info.</b>	<b>Applicable Legis. Memo(s)</b>	<b>Status (e-d:le)</b>
57	Sales tax/public records		1	<b>S</b>
120	Ag land values		1	<b>C</b>
121e	Base limitation/lid		1	<b>C</b>
161	Poli. Sub. Tort claims		1	<b>G</b>
259	Counties/Occ. Tax/vacate roads?		1	<b>S</b>
290	Ag land at 50%		1	<b>C</b>
301	Eng. & Arch. Act/triggers	<b>HHS/2-8;1:30</b>	1	<b>C</b>
355	Poli. Sub. Tort Claims/2 years		1	<b>G</b>
404	State Water Task Force		1	<b>G</b>
447	NRDs/Counties/Close Roads		1	<b>C</b>
458	Water Well Board Report		1,2,4	<b>S</b>
504	Approp. for NREF		1	<b>C</b>
568ePB	Budget date/e-filing		1	<b>S</b>
600PB	Ag land/net earning value		1	<b>G</b>
628	State 404 program		1	<b>C</b>
632	NGPC/# of members		1	<b>C</b>
634	DOA fees/NREF		1	<b>G</b>
635	Approp. for NREF #2		1	<b>C</b>
636	Nat. Heritage Plates		1	<b>C</b>
708	Lottery/Env. Trust 14.5%		1	<b>IP</b>
709	NRD/Em. dom./rec. use		1	<b>C</b>
731	Vacancies/elected boards		1	<b>IP</b>
758PB&A	Fertilizer fee/excess/UNL		1	<b>G</b>
763	Storage/dams/LWCF		1,2	<b>G</b>
764	Stormwater/assess areas		1	<b>C</b>
777	Amends to Nebr. NG-ESCA		1	<b>G</b>
778	NGPC/confidentiality		1	<b>G</b>
785	Railroad/Em. dom./DNR		1	<b>C</b>
791PB	Lottery/18% to funds		1	<b>G</b>
813e	Public facility financing		1	<b>C</b>
837e	DNR hearings/NRD/county		1	<b>C</b>
889	Well Stand./Contractor's Lic.	N.R./1-23;1:30	2	<b>C</b>
890	Well Regis. Fee Structure	N.R./1-23;1:30	2	<b>C</b>
891	ET Admin. Structure	N.R./1-25;1:30	2	<b>C</b>
903	Interstate Compact Sunshine Act	Gov./1-31;1:30	2	<b>C</b>
936	Authorize Drainage Programs	<b>N.R./2-7;1:30</b>	2	<b>C</b>
937	NE Soil & Water Cons. Fund	N.R./1-23;1:30	2	<b>C</b>
938	NE Soil & Water Cons. Fund	N.R./1-23;1:30	2	<b>C</b>

Code: \* (unofficial); (e) emergency clause; (CA) constitutional amendment; (C) in committee; (G) General File; (S) Select File; (F) Final Reading; (P) Passed; (AG) Approved by Governor; (IP) Indefinitely Postponed; (V) Vetoed; (LV) Line item veto of appropriation; (LWG) Became law w/o Governor's signature; (POV) Passed over Governor's Veto; (W) Withdrawn; (PB) Priority Bill; (A) includes appropriation bill; (PR) Priority Resolution

940	Enforce. of Well Regis. Statutes	N.R./	2	C
941	Misc. Department Fees	N.R./1-31;1:30	2,4	C
1023	Water Policy Task Force	N.R./1-24;1:30	2	C
1026	Adopt Water Rights Leasing Act	N.R./2-7;1:30	2	C
1066	Violations/Cease & Desist Orders	N.R./	2	C
1161	Water Suppliers Pay Coun. Serv.	U.A./1-29;1:30	3	IP
1219	Approp. Funds to NRC	App./2-13;1:30	3	C
1230	MUDs/Retail Water & Gas Sales	U.A./2-5;1:30	3	C
1272	Env. Resp. Cont. Fund/Lottery	N.R./	3	C
1288	Niobrara Council Powers	N.R./2-7;1:30	3	C
1291	Scrap Tire Grant Trust/ET	N.R./	3	C

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